

KANSAS REGISTER



State of Kansas

JACK H. BRIER
Secretary of State

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State of Kansas

DEPARTMENT OF TRANSPORTATION**NOTICE OF HEARING ON
PROPOSED REVOCATION OF
PERMANENT ADMINISTRATIVE REGULATION**

A public hearing will be held on Friday, August 26, 1983, at 9:00 a.m. in the Kansas Department of Transportation Conference Room Number One on the 7th Floor, State Office Building, Topeka, Kansas, to consider the revocation of Kansas Administrative Regulation 36-30-5, Confidentiality of Bid Proposals.

All interested parties may submit written comments any time prior to the hearing by addressing them to the Secretary of Transportation, Attn: Bureau of Management and Budget, 7th Floor, State Office Building, Topeka, Kansas 66612. All interested parties that desire to present their views orally on the revocation of the regulation during the hearing are requested to provide prior written notice to the Department of Transportation no later than the close of business, Friday, August 19, 1983.

Copies of the full text of the regulation and the fiscal impact statement may be obtained by writing to the Kansas Department of Transportation, Attn: Bureau of Management and Budget, 7th Floor, State Office Building, Topeka, Kansas 66612.

JOHN B. KEMP
Secretary

Doc. No. 001396

(Published in the KANSAS REGISTER, August 11, 1983.)

State of Kansas

DEPARTMENT OF TRANSPORTATION**NOTICE TO CONTRACTORS**

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, Kansas, until 10:00 a.m., August 18, 1983 and then publicly opened:

DISTRICT FIVE

Montgomery—166-63 M 1314-01—Slide Repair, beginning approx. 0.13 mile west of the north jct. of US-166 & US-75; thence east on US-166: Bids for Slide Repair on this project will be received only from Small Business Enterprises (State Funds).

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

BY ORDER OF THE KANSAS
DEPARTMENT OF TRANSPORTATION

JOHN B. KEMP
Secretary

Doc. No. 001382

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PUBLISHED BY
JACK H. BRIER
Secretary of State
State Capitol
Topeka, Kansas 66612



PHONE: 913/296-2236

State of Kansas

FISH AND GAME COMMISSION**OPEN MEETING NOTICE**

A meeting of the Kansas Fish and Game Commission is scheduled for Wednesday, August 17, 1983, at the Commission Headquarters in Pratt. The business meeting will begin at 9:00 a.m., and the public meeting on the 1983 waterfowl seasons will begin at 1:30 p.m. The 1985 fiscal year budget, authorization for staff to proceed with processing of proposed regulations and scheduling of public hearings, and other business matters will be discussed.

DICK HANGER
Chairman

Doc. No. 001397

(Published in the KANSAS REGISTER, August 11, 1983.)

State of Kansas

DEPARTMENT OF TRANSPORTATION**DB-MBE and WBE UTILIZATION PROGRAM
POLICY STATEMENT**

It shall be the policy of the Kansas Department of Transportation that Disadvantaged Businesses (DB)—Minority Business Enterprises (MBE) and Female-Owned Business Enterprises (WBE), as defined in 49 CFR Part 23, shall have the maximum opportunity to participate in the performance of Kansas Department of Transportation contracts that are financed in whole or in part with Federal Funds. (The term Disadvantaged Businesses (DB) is a result of rules and regulations published in the *Federal Register*, Volume 48, No. 141, Thursday, July 21, 1983.) During the interim period and for goal setting purposes, the term DB will be considered the same as Minority Business Enterprises (MBE). In this regard, the Kansas Department of Transportation is committed to provide all necessary and reasonable steps in accordance with 49 CFR Part 23 to ensure that such businesses will be utilized to the maximum extent feasible.

To administer this program, a Kansas Department of Transportation DB-MBE Liaison Officer shall be designated who will be responsible for developing, managing, and implementing the DB-MBE Program on a day-to-day basis. The objectives of the Kansas Department of Transportation DB-MBE Program will be to meet, if not exceed, established goals for the utilization of DB-MBE and WBE in the Kansas Department of Transportation Program. Separate goals shall be set for DB-MBE and WBE. Such goals shall be Contract Goals and Overall Goals.

Contract Goals shall be established on a monthly basis for specific contracts having practical and feasible DB-MBE and WBE subcontracting possibilities.

Overall Goals shall be established on an annual basis and will be determined upon consideration of the following factors:

- A. Projection of the number and types of contracts to be awarded and a projection of the number and types of DB-MBEs and WBEs

likely to be available to compete for contracts over the period during which the goals will be in effect.

- B. Past results of Kansas Department of Transportation's efforts to contract with DB-MBEs and WBEs and the reasons for the high or low level of those results.

The Kansas Department of Transportation shall review its Overall Goals annually. The review process shall analyze projected versus actual DB-MBE and WBE participation during the previous year. Necessary revisions shall be made, based on the analysis, and submitted to the DOT (FHWA) for approval.

The Overall Goals for Fiscal Year 1984 (October 1, 1983-September 30, 1984) shall be 10% for DB-MBE and 1.5% for WBE (depending upon the contracts let during this period). The goals and description of how they were selected are available for inspection for a period of 30 days following the date of this notice during normal business hours (8:00 a.m. to 5:00 p.m., Monday through Friday) at the Office of the Secretary of the Kansas Department of Transportation, 7th Floor, State Office Building, 10th and Harrison Street, Topeka, Kansas 66612, (913) 296-3566. For a period of 45 days following the date of this notice, comments, which will be for informational purposes only, will be accepted from the general public in relation to these goals.

Verbal comments may be directed to Mr. Keyton E. Barker, Jr., DB-MBE Liaison Officer, Kansas Department of Transportation, at (913) 296-3576. Written comments may be forwarded to the following addresses:

Mr. John B. Kemp, P.E.
Secretary of Transportation
ATTN: DB-MBE Liaison Officer
Kansas Department of Transportation
State Office Building
10th and Harrison Street
Topeka, Kansas 66612

Mr. Ray A. Barnhart
Federal Highway Administrator
Department of Transportation
Washington, D.C. 20590

BY ORDER OF THE KANSAS
DEPARTMENT OF TRANSPORTATION
JOHN B. KEMP
Secretary

Doc. No. 001398

State of Kansas

LEGISLATURE
INTERIM AGENDA

Notice is hereby given to all interested parties that the following legislative committee meetings have been scheduled during the period of August 15 through August 26, 1983.

DATE	ROOM	TIME	COMMITTEE	AGENDA
Aug. 15	Pratt	10:00 A.M.	Special Committee on	Presentations on Proposal 22—Fish and Game Commission's funding and Proposal 23—Wildlife Habitat Stamp. Tour of Fish and Game facilities and public hearing on the proposals at 10:00 a.m. on Aug. 16.
Aug. 16	Pratt	9:00 A.M.	Energy and Natural Resources	
Aug. 15	527-S	10:00 A.M.	Subcommittee No. 3 of the	Hearings on Proposal 26.
Aug. 16	527-S	9:00 A.M.	Special Committee on Infrastructure	
Aug. 17	527-S	9:30 A.M.	Special Committee on	Hearings on Proposal 6.
Aug. 18	527-S	9:00 A.M.	Commercial and Financial Institutions	
Aug. 18	526-S	10:00 A.M.	Special Committee on	Agenda unavailable.
Aug. 19	526-S	9:00 A.M.	Corrections	
Aug. 18		9:00 A.M.	Special Committee on	Meeting place and agenda to be announced.
Aug. 19		8:30 A.M.	Special Care Services	
Aug. 18	519-S	10:00 A.M.	Communications, Computers	Hearings on Proposals 8 and 10.
Aug. 19	519-S	9:00 A.M.	and Technology (House Committee)	
Aug. 22	531-N	10:00 A.M.	Subcommittee No. 2 of the	Agency testimony on proposal 26.
Aug. 23	531-N	9:00 A.M.	Special Committee on Infrastructure	
Aug. 23	527-S	10:00 A.M.	Legislative Educational	23rd: Final report of Pearson Task Force; Review of Technology Programs at Washburn and Proprietary Schools. 24th: Consultant from WICHE describing hi-tech activities in western states.
Aug. 24	527-S	9:00 A.M.	Planning Committee	
Aug. 25	519-S	10:00 A.M.	Special Committee on Labor	Hearings on Proposals 33 and 34.
Aug. 26	519-S	9:00 A.M.	and Industry	
Aug. 25	529-S	10:00 A.M.	Subcommittee No. 5 of the	Agency testimony on Proposal 26—Dept. of Transportation.
Aug. 26	529-S	9:00 A.M.	Special Committee on Infrastructure	
Aug. 25	531-N	9:00 A.M.	Kansas Task Force on	Consideration of draft final report. Discussion of Governor's Conference on Applied Remote Sensing.
			Applied Remote Sensing	
Aug. 26	Wichita	10:00 A.M.	Special Committee on Furley and Strother Field	Agenda unavailable.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

State of Kansas

**KANSAS WATER OFFICE
KANSAS WATER AUTHORITY****NOTICE OF MEETING**

The next meeting of the Kansas Water Authority will begin at 2:00 p.m. on August 18 and will continue at 9:00 a.m. on August 19. The meeting will take place in the Auditorium of the Fort Hays Experiment Station (½ mile south of Hays on old U.S. Highway 182). Possible agenda items will include: a review of public response to the preliminary draft of the State Water Plan, a review and discussion of the various sections of the Plan by assigned committees of the Authority, and other business items.

PHIL MARTIN
Chairman

Doc. No. 001404

State of Kansas

**STATE HISTORICAL SOCIETY
HISTORIC SITES BOARD OF REVIEW****NOTICE OF MEETING**

The Kansas Historic Sites Board of Review will meet at 10:00 a.m., Saturday, August 27, 1983, in the second floor conference room of the Memorial Building, 10th and Jackson, Topeka, and will evaluate the following properties which have been proposed for nomination to the National Register of Historic Places and the Register of Historic Kansas Places:

Arkansas City Commercial Center Historic District,
Arkansas City.

Shawnee Street Bridge, .1 mile northwest of I-35,
Kansas City.

Terminal Station, 111 2nd Avenue East, Hutchinson.

Ernie's Rockshelter (14CT303), Peru vicinity.

The following property will be evaluated for listing only on the Register of Historic Kansas Places:

William P. Day Farm, Allen vicinity.

JOSEPH W. SNELL
Executive Director

Doc. No. 001392

State of Kansas

DEPARTMENT OF HUMAN RESOURCES**NOTICE REGARDING ESTABLISHMENT OF A
LOCAL ELECTED OFFICIAL BOARD AND A
PRIVATE INDUSTRY COUNCIL PURSUANT TO
THE JOB TRAINING PARTNERSHIP ACT**

You are hereby notified of the establishment of a Local Elected Official Board and a Private Industry Council in each of the State's five Service Delivery Areas which Governor Carlin designated in March pursuant to the Job Training Partnership Act (P.L. 97-300).

The Job Training Partnership Act has initiated substantial changes in the State's employment and training system. The Act replaces the Comprehensive Employment & Training Act (CETA), which expires September 30, 1983, with a new system to train the economically disadvantaged and others for permanent private sector employment.

The Local Elected Official Boards were appointed in April by Governor Carlin at the request of the Kansas Council on Employment & Training from nominations made by elected officials and members of the State Council. Members of the Local Elected Office (LEO) Board represent a specific geographic district within the Service Delivery Area.

As the next step in implementing the Job Training Partnership Act (JTPA), each LEO Board has appointed a Private Industry Council in its Service Delivery Area. The majority of the membership of the Private Industry Council (PIC) represents the private sector and was selected from individuals nominated by general purpose business organizations. The balance of the PIC membership represents education (selected from individuals nominated by education agencies), labor, and related agencies and organizations.

The PIC and LEO Board share responsibility for planning and overseeing the JTPA program in each SDA.

Following is a listing of the members of the LEO Board and the PIC in each JTPA Service Delivery Area:

**SERVICE DELIVERY AREA I
Local Elected Official Board**

Robert Sobba, Ford County Commissioner
Vera L. Sloan, Thomas County Commissioner
Mildred J. Baughman, Reno County Commissioner
Roy W. Allen, Saline County Commissioner
Charles M. Benjamin, Harvey County
Commissioner

Private Industry Council

PIC Chair—Ed Pogue, Salina, Private Sector
George R. Henrichs, Dodge City, Private Sector
David Funk, Hutchinson, Private Sector
Janet Felker, Oakley, Private Sector
Jessie K. Barrett, Oberlin, Private Sector
Gary Chaffee, Newton, Private Sector
Lewis E. Mitchell, Scott City, Private Sector

(continued)

Ed Doherty, Hutchinson, Private Sector
 Tom Westfall, Hutchinson, Private Sector
 John Haupli, Salina, Private Sector
 Robert E. Overton, Garden City, Private Sector
 Vernon Nikkel, Hesston, Private Sector
 Robert Garcia, Salina, Private Sector
 James Domville, Liberal, Private Sector
 Don Collins, Hutchinson, Private Sector
 Dick Powers, Garden City, Private Sector
 George Andrews, Hutchinson, Private Sector
 Dr. Eddie D. Estes, Dodge City, Private Sector
 Flavel Simcox, Salina, Private Sector
 Dr. Bob Severance, Beloit, Education
 Miller Staybrook, North Newton, Education
 Asel W. Harder, Garden City, Education
 James Hooper, Liberal, Education
 D. Joe Mildrexler, Colby, Education
 Dale E. Brooks, Newton, Education
 Wesley Nunemaker, Langdon, Education
 Don J. Haberman, Dodge City, Education
 Dan Stuart, Dodge City, Public Employment
 Service
 Trudy L. Jacobson, Liberal, Economic
 Development
 Richard J. Bieker, Salina, Labor
 A. F. Wasinger, Hutchinson, Labor
 Jane E. Swartzendruber, Salina, Community Based
 Organization
 Marnette Hatchett, Newton, Rehabilitation Services
 Dale Barnum, Garden City, Rehabilitation Services
 Rodney Caldwell, Hutchinson, Rehabilitation
 Services
 Marlys E. Mattingly, Salina, Rehabilitation Services

SERVICE DELIVERY AREA II
Local Elected Official Board

Morris Dozier, Sr., Geary County Commissioner
 Al Pickman, Atchison County Commissioner
 Nancy Hiebert, Douglas County Commissioner
 Jack Alexander, Topeka City Commissioner
 Velma Paris, Shawnee County Commissioner

Private Industry Council

Interim PIC Chair—Jerry Wolf, Topeka, Private
 Sector
 Rick Berger, Atchison, Private Sector
 Dr. Jerry Young, Hiawatha, Private Sector
 John Wilson, Lawrence, Private Sector
 Robert F. Roseberry, Lawrence, Private Sector
 T. Michael Fegan, Junction City, Private Sector
 William Wall, Topeka, Private Sector
 Clark Balderson, Wamego, Private Sector
 Donald R. Johnson, Manhattan, Private Sector
 Eduardo Ramirez, Topeka, Private Sector
 R.S. Corwin, Clay Center, Private Sector
 William V. Minner, Topeka, Community Based
 Organization
 Eva Pereira, Topeka, Community Based
 Organization
 Robert Browning, Topeka, Labor
 Raymond A. Krupinski, Atchison, Economic
 Development
 Flordie Pettis, Junction City, Public Welfare
 Doug Lindahl, Topeka, Rehabilitation Services

Alice Lackey, Seneca, Rehabilitation Services
 Dr. Reid A. Holland, Topeka, Education
 Robert L. Goombi, Lawrence, Education
 Andrea D. Welborn, Lawrence, Community Based
 Organization
 Sam Orozco, Topeka, Public Employment Service

SERVICE DELIVERY AREA III
Local Elected Official Board

Clyde Townsend, Wyandotte County
 Commissioner
 Richard Scherzer, Kansas City, City Councilman
 Jack Reardon, Kansas City Mayor
 Janet Leick, Johnson County Commissioner
 Robert C. Bacon, Johnson County Commissioner
 Dollie Scheller, Leavenworth County
 Commissioner

Private Industry Council

PIC Chair—Doris J. Weber, Overland Park, Private
 Sector
 Rod Strohl, Mission, Private Sector
 Will Taliaferro, Prairie Village, Private Sector
 Claudette McCoy, Bonner Springs, Private Sector
 Jeanette Porter, Edwardsville, Private Sector
 Fred Meier, Kansas City, Private Sector
 Wes Stucky, Kansas City, Private Sector
 Morris Eastland, Gardner, Labor
 Dr. Edward Beasley, Kansas City, Community
 Based Organization
 Dean Katerndahl, Kansas City, Economic
 Development
 Joseph Huber, Leavenworth, Private Sector
 Tom Owens, Leavenworth, Private Sector
 Alton L. Davies, Kansas City, Education
 Charles J. Carlsen, Overland Park, Education
 Peter R. Adams, Kansas City, Education
 Robert Russell, Leavenworth, Education
 Al Rølls, Kansas City, Public Employment Service
 Mike Vanlandingham, Olathe, Rehabilitation
 Services

SERVICE DELIVERY AREA IV
Local Elected Official Board

Margalee Wright, Wichita Mayor
 Albert Kirk, Wichita City Commissioner
 Bob Knight, Wichita City Commissioner
 Tom Scott, Sedgwick County Commissioner
 Eldon Phillips, Butler County Commissioner

Private Industry Council

Interim PIC Chair—Gary Hanssen, Wichita, Private
 Sector
 Frank Becker, El Dorado, Private Sector
 W. B. Spear, Arkansas City, Private Sector
 Bob Harding, Wellington, Private Sector
 John Walker, Wichita, Private Sector
 Joe A. Cowans, Wichita, Private Sector
 Brent Berry, Wichita, Private Sector
 Sister Sylvia Egan, Wichita, Private Sector
 Frank Lowman, Wichita, Private Sector
 Linda Ayala, Wichita, Private Sector
 Maxine Hansen, Wichita, Private Sector
 Richard Aldrich, Wichita, Labor

(continued)

Marge Zakoura-Vaughn, Wichita, Community Based Organization
 John W. Alquest, Wichita, Public Welfare
 Dr. Dean R. Stucky, Wichita, Education
 Richard Ladd, Wichita, Education
 Frankie Gibson, Wichita, Rehabilitation Services
 Dennis Strahan, Wichita, Labor
 Richard Upton, Wichita, Economic Development
 Max Pierce, Wichita, Public Employment Service
 Connie Shellhammer, Anthony, Community Based Organization
 Patricia Koehler, Wichita, Private Sector

**SERVICE DELIVERY AREA V
 Local Elected Official Board**

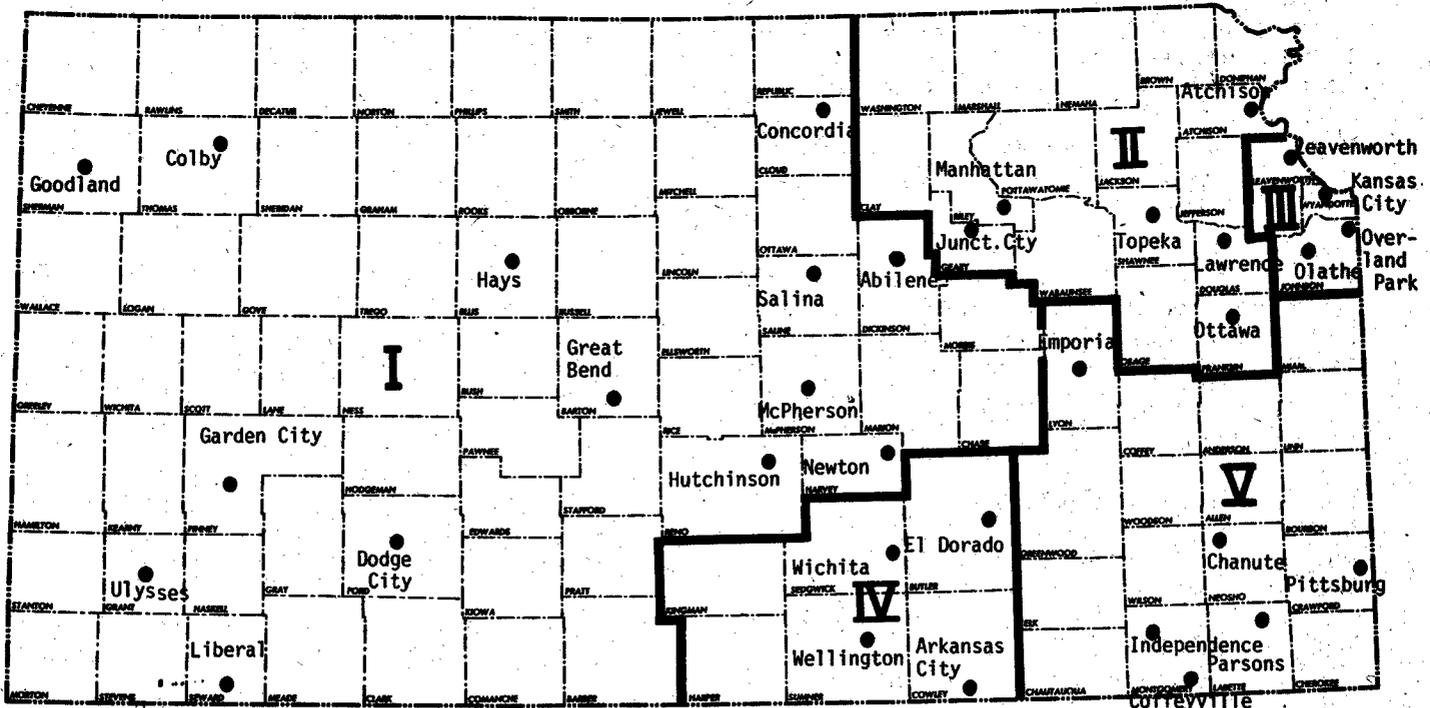
Joe Saia, Crawford County Commissioner
 Perl Bass, Labette County Commissioner
 Ray Caldwell, Montgomery County Commissioner
 Ralph Reed, Bourbon County Commissioner
 V. L. ImMasche, Lyon County Commissioner

Private Industry Council

PIC Chair—Eugene H. Horton, Pittsburg, Private Sector

Dale Davis, Emporia, Private Sector
 Beverly Miller, Emporia, Private Sector
 Alonzo Byrd, Ft. Scott, Private Sector
 John W. Estes, Osawatometie, Private Sector
 Beverly Gordon, Chanute, Private Sector
 Merlin L. Taylor, Parsons, Private Sector
 Jack McCullough, Pittsburg, Private Sector
 Fred Brown, Coffeyville, Private Sector
 David DeMoss, Girard, Education
 Dr. Russell Graham, Coffeyville, Education
 John Schmid, Coffeyville, Private-Sector
 James D. Sturgeon, Frontenac, Labor
 H. Patrick Pritchard, Independence, Public Employment Service
 Joe Myers, Emporia, Rehabilitation Services
 Ethan Z. Kaplan, Chanute, Economic Development
 Dorothy L. Martin, Osawatometie, Public Welfare
 Joe Ponce, Parsons, Member at Large, Public Sector
 Vacancy—Community Based Organization

**JTPA SERVICE DELIVERY AREAS
 KANSAS**



The cities identified on the map are current locations of Job Service offices

LARRY E. WOLGAST, Ed.D.
 Assistant Secretary

State of Kansas

**DEPARTMENT OF ADMINISTRATION
DIVISION OF ARCHITECTURAL SERVICES****NOTICE OF COMMENCEMENT
OF NEGOTIATIONS
FOR TECHNICAL SERVICES**

Notice is hereby given of the commencement of negotiations for contracts for printing and meat processing consulting services for the following projects:

- New State Printing Plant, Topeka, Kansas
- Weber Hall Addition and Remodeling, Kansas State University, Manhattan, Kansas

Consultants specializing in printing or meat processing are encouraged to submit their qualifications to Mr. Jack Nelson, Division of Architectural Services, 625 Polk Street, Topeka, Kansas 66603, prior to August 29, 1983. Architects have previously been selected for these projects.

JOHN B. HIPPIE
Director

Doc. No. 001395

State of Kansas

ATTORNEY GENERAL**OPINION NO. 83-115**

Crimes and Punishments—Trading Stamp Act—Inapplicable to Certain Coupons and Devices.

Personal and Real Property—Real Estate Brokers and Salesmen—Prohibited Acts. Dennis W. Moore, Johnson County District Attorney, Olathe, August 3, 1983.

The Sears "Home Buyers Savings Program" is not violative of the *Trading Stamp Act*, K.S.A. 21-2801 *et seq.* However, it would be a violation of the *Kansas Real Estate Brokers' and Salespersons' License Act*, K.S.A. 1982 Supp. 58-3034 *et seq.*, for a real estate licensee or its parent company to offer such program contingent upon the listing, purchase or leasing of real estate through the licensee. Cited herein: K.S.A. 21-2801, 21-2803, K.S.A. 1982 Supp. 58-3034, 58-3035, 58-3062. RVE

OPINION NO. 83-116

Laws, Journals and Public Information—Records Open to Public—Inspection, Access and Copying. William L. Edds, General Counsel, Department of Revenue, Topeka, August 3, 1983.

Section 4(d) of 1983 House Bill No. 2327 (L. 1983, ch. 171), the new *Kansas Open Records Act*, provides that each request for access shall be acted upon as soon as possible, but not later than three business days following receipt of the request. Only if the request cannot be met within this time must the custodian of the records provide an explanation of the cause for further delay. In addition, the phrases "provide access to" and "permit inspection of" are used interchangeably throughout the bill, and may accordingly be treated as synonymous for purposes of interpretation.

Both phrases concern the right of the public to examine public records, and so are different than the right to make copies. Cited herein: L. 1983, Ch. 171. JSS

OPINION NO. 83-117

Laws, Journals and Public Information—Records Open to Public—Conviction Records of Certain Traffic Offenses; Closed to Public.

Automobiles and Other Vehicles—Miscellaneous Provisions—Maximum Speed Limits; Public Access to Records of Conviction. Representative David J. Heinemann, One Hundred Twenty-Third District, Garden City, August 3, 1983.

Senate Bill No. 310, enacted by the 1983 Kansas Legislature, provides that speeding convictions for traveling not more than 10 miles per hour in excess of the 55 m.p.h. speed limit established by K.S.A. 8-1336(a)(3) shall not be part of the public record and shall not be considered by any insurance company in establishing rates for an automobile liability insurance policy or canceling such coverage.

Information concerning such convictions, made confidential by the 1983 law, must be deleted by the official custodian from otherwise disclosable agency or court records. 1983 Senate Bill No. 310 operates prospectively only and does not close records of convictions prior to July 1, 1983. Nor does the bill require any change in traditional rights of public access to court proceedings, or close records relating to the payment of fines for such offenses or the issuance of citations, summons or warrants. Cited herein: 1983 Senate Bill No. 310 (L. 1983, ch. 28), K.S.A. 1982 Supp. 45-201, K.S.A. 8-1336(a)(3). MFC

OPINION NO. 83-118

Public Health—Food, Drugs and Cosmetics—Donors of Free Food; Immunity from Liability. Senator E. Francis Gordon, First District, Highland, August 3, 1983.

1983 Senate Bill No. 28, enacted as L. 1983, ch. 202, provides a limited legislative grant of immunity to a donor of free food to a charitable or non-profit organization which subsequently distributes the food to the public. Except in cases where injury is a direct result of the negligence, recklessness or intentional misconduct of the donor, no liability shall attach. However, the law is restricted to a good-faith donor of canned or perishable food, with the former term defined to mean food which is commercially processed and prepared for human consumption. Food which is processed by an individual in their home, even if by accepted methods of canning, cannot be considered as commercially processed unless the individual normally engages in the sale of such canned goods for profit. Cited herein: L. 1983, ch. 202. JSS

ROBERT T. STEPHAN
Attorney General

Doc. No. 001401

(Published in the KANSAS REGISTER, August 11, 1983.)

**NOTICE OF REDEMPTION
WATER DISTRICT NO. 1
OF JOHNSON COUNTY, KANSAS
WATER REVENUE REFUNDING BONDS
SERIES DECEMBER 1, 1971.**

NOTICE IS HEREBY GIVEN pursuant to the provisions of Section 4 of Resolution of Water District No. 1 of Johnson County, Kansas dated November 23, 1971, that the following numbered bonds of Water District No. 1 of Johnson County, Kansas Water Revenue Bonds, Series 1971, dated December 1, 1971, due August 1, 1994, have been called for redemption on August 1, 1983:

1928 to 1937, inclusive.

Said bonds will be due and payable in lawful money of the United States at the office of the paying agent, the State Treasurer of Kansas, P.O. Box 737, Topeka, Kansas, at 104% of the principal amount thereof.

From and after the earlier of the date said bonds are submitted for redemption or 30 days from the date of publication of this notice, interest on said bonds will cease.

**THE FIRST NATIONAL BANK OF TOPEKA,
TOPEKA, KANSAS**

By: **MARK S. RITTER**
Trust Officer

Doc. No. 001393

State of Kansas

**DEPARTMENT OF
HEALTH AND ENVIRONMENT**

**SUMMARY OF TEMPORARY
ADMINISTRATIVE REGULATIONS**

(Effective July 27, 1983. Will expire May 1, 1984.)

I. Licensure and Operation of Adult Care Homes

1. 28-39-77. Licensing procedures. This regulation is being amended to increase the basic fee for a license to operate an adult care home to \$50.00 plus the additional amount prescribed below for each bed of the facility.

(1) For each initial application for license filed on or after July 27, 1983 and before July 1, 1984, \$3.00 for each bed;

(2) for each initial application for license filed after June 30, 1984 and before July 1, 1985, \$5.00 for each bed;

(3) for each initial application for license filed after June 30, 1985, \$7.00 for each bed;

(4) for each renewal application for licenses expiring on or after November 30, 1983 and before November 30, 1984, \$3.00 for each bed;

(5) for each renewal application for licenses expiring on or after November 30, 1984 and before November 30, 1985, \$5.00 for each bed; and

(6) for each renewal application for licenses expiring on or after November 30, 1985, \$7.00 for each bed.

II. One- and two-bed adult care home

1. 28-39-132. Licensure procedure. This regulation is being amended to increase the license fee as described in K.A.R. 28-39-77 above.

III. Three- and four-boarding care home

1. 28-39-138. Licensure procedure. This regulation is being amended to increase the license fee as described in K.A.R. 28-39-77 above.

IV. Licensure of Intermediate Care Facilities for the Mentally Retarded

1. 28-39-201. Licensing procedure. This regulation is being amended to increase the license fee as described in K.A.R. 28-39-77 above.

This regulation is being amended to require that each licensee shall apply on forms prescribed by the licensing agency for renewal of an existing license not less than 120 days before the existing license expires.

This regulation is being amended to clarify that any expansion or reconstruction of any facility, or any remodeling that includes structural changes in any facility, shall meet physical standards, as required by K.A.R. 28-39-219 to K.A.R. 28-39-225, inclusive, and shall be approved by the licensing agency before the expansion, reconstruction, or remodeling is commenced.

Deleted from this regulation is the requirement that a current certificate of need must accompany any request for approval of modifications if the cost of the project exceeds one hundred fifty thousand dollars or is an increase in the bed capacity. The requirements for certificate of need are specified in the statutes and will not be repeated in this regulation.

The full text of the above-mentioned temporary administrative regulations have not been published because of their length and the expense of publication. Copies of the full text may be obtained by contacting the Office of Health Facilities, Department of Health and Environment, Forbes Field, Building 740, Topeka, Kansas 66620, (913) 862-9360.

BARBARA J. SABOL
Secretary

Doc. No. 001401

State of Kansas

DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES

NOTICE TO BIDDERS

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Building, Topeka, Kansas, until 2:00 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened:

MONDAY, AUGUST 22, 1983

#A-4367(a)

Kansas State Historical Society, Topeka—FURNISH AND INSTALL WAREHOUSE WATER LINE, 800 S.W. URISH ROAD, TOPEKA

#25685

University of Kansas Medical Center, Kansas City and Statewide—PLASTIC AND RUBBER GOODS (CLASS 10)

#54882

Winfield State Hospital and Training Center, Winfield—LAUNDRY SUPPLIES

#54883

Winfield State Hospital and Training Center, Winfield—JANITORIAL SUPPLIES

#54886

Winfield State Hospital and Training Center, Winfield—FEEDING FORMULA

#54888

Kansas Insurance Department, Topeka—AUTOMATED FILE

#54889

Emporia State University, Emporia—LOUNGE FURNITURE

#54890

University of Kansas, Lawrence—PRINTING AND BINDING OF "KANSAS IMPRESSIONS" BOOK

#54891

University of Kansas, Lawrence—PRINTING AND BINDING OF "SOD-HOUSE DAYS," "LYNDON B. JOHNSON," AND "THE LAST CATTLE DRIVE" BOOKS

#54892

Kansas State University, Manhattan—OCR LABELS—CONTINUOUS

#54893

Department of Revenue, Topeka—GRAIN LONG TAB CARDS—"DRIVER'S LICENSE APPLICATION"

#54898

Pittsburg State University, Pittsburg—TENNIS COURTS

#54905

Department of Human Resources, Topeka—MAILING EQUIPMENT, VARIOUS LOCATIONS

#54928

University of Kansas, Lawrence—GAS CYLINDERS

#54935

Department of Transportation, Garden City—PAVEMENT MARKING TAPE

#54943

Kansas State University, Manhattan—RISER TUBE ASSEMBLY AND LINER BAGS FOR MILK CONTAINER

TUESDAY, AUGUST 23, 1983

#A-4822

Kansas State University, Manhattan—ROOFING REPLACEMENT—DESIGNATED AREAS, WEBER ARENA AND HALL FACILITY

#25702

Kansas State Agencies—LIQUID BLEACH

#54906

Department of Transportation, Topeka and Norton—GRADER BLADES

#54907

Larned State Hospital, Larned—THREE WHEEL VEHICLE

#54908

Department of Transportation, Salina—SNOW PLOW BLADES

#54909

Kansas State University, Manhattan—SLIP-ON UNITS—RURAL FIRE PUMPERS

#54944

Department of Revenue, Topeka—CALCULATORS

#54963

Kansas State University, Manhattan—PLANT GROWTH CHAMBER

WEDNESDAY, AUGUST 24, 1983

#A-0000 PR 6

Pittsburg State University, Pittsburg—REROOFING BUILDING 1805A, MARRIED STUDENTS APARTMENT COMPLEX

#A-4834

Kansas State University, Manhattan—REROOFING UNIVERSITY PRESIDENT'S RESIDENCE (WOOD SHINGLE SYSTEM)

#54926

Kansas State University, Manhattan—ANIMAL DRUGS

#54927

Kansas State Penitentiary, Lansing—PLACEMENT OF CURB

#54929

Kansas State University, Manhattan—MORPHOLINE SOLUTION

#54930

Wichita State University, Wichita—ENGINE SHORT BLOCK

#54931

Department of Health and Environment, Topeka—3-PART FORM "GENETIC METABOLIC DISORDERS"

#54932

University of Kansas Medical Center, Kansas City—CONTINUOUS LABELS FOR PHARMACY

#54959

Kansas Correctional Industries, Lansing—PAINT DRIER

#54960

Kansas State Industrial Reformatory, Hutchinson—BEVERAGE SYRUP CONCENTRATE

#54961

Department of Administration (Division of Printing), Topeka—SKIVER COVER CLOTH

THURSDAY, AUGUST 25, 1983

#25703

University of Kansas, Lawrence—CONCRETE CURING COMPOUND, EXPANSION JOINT MATERIAL, CEMENT AND READY MIXED CONCRETE

(continued)

#54917

Department of Transportation, Topeka—REFLECTIVE SHEETING, VARIOUS LOCATIONS

#54918

Department of Transportation, Topeka—WARNING LIGHTS

#54919

Kansas Highway Patrol, Topeka—BREATH ANALYSIS EQUIPMENT

#54921

Kansas State University, Manhattan—INDUCTIVELY COUPLED PLASMA UNIT

#54945

Department of Transportation, Chanute—GRADER BLADES

#54946

Department of Revenue, Topeka—ORAL-VISUAL TESTING MACHINE

#54947

Kansas State University, Manhattan—TAB CARDS—5081—WITH LOGO

#54948

Department of Transportation, Atchison County and Winfield—PLANT MIX (BITUMINOUS MIXTURE) AND RC-800 ASPHALT

#54949

Department of Revenue, Topeka—VISION TESTERS

#54962

Kansas State University, Manhattan—CONTINUOUS BLANK FORMS—RAG BOND

#54964

Osawatomie State Hospital, Osawatomie—ICE MAKER DISPENSER

#54965

Kansas State University, Manhattan—FLUORESCENT CEILING FIXTURES

#54966

Winfield State Hospital and Training Center, Winfield—TOWELS

MONDAY, AUGUST 29, 1983

#25686

University of Kansas Medical Center, Kansas City and Statewide—SURGICAL INSTRUMENTS, PARTS AND SUPPLIES (CLASS 05)

THURSDAY, SEPTEMBER 1, 1983

#A-4653

Kansas Fish and Game Commission, Pratt—GRAVEL-WALL WATER WELLS, MILFORD FISH HATCHERY, GEARY COUNTY

TUESDAY, SEPTEMBER 27, 1983

#54950

Department of Revenue, Topeka—PHASE IV (KANSAS BUSINESS INTEGRATED TAX SYSTEM) KBITS PROGRAM DEVELOPMENT

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 001402

State of Kansas

SECRETARY OF STATE

NOTICE

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office.

Complete listings of state agencies, boards and commissions are included in the *Kansas Directory*, which is published annually by, and available free of charge on request to, the Secretary of State's office.

The 1982 Supplement to the *Kansas Directory* is now available free of charge on request. It updates the agency listings and should be used in conjunction with the 1981 *Kansas Directory*.

County officials are listed in the *Directory of County Officers*, which is also published by the Secretary of State and available free of charge.

EXECUTIVE APPOINTMENTS

(Appointments filed July 11, 1983 through July 31, 1983.)

[Eff.: effective date; Repl.: replaces; Reapp.: Re-appointment; Exp.: Appointment expires.]

By the Governor

ARTS COMMISSION, KANSAS

- Robert E. Ault; 1506 Boswell; Topeka 66604. Eff. 7-13-83. Repl. Louise Brock-Lawson. Exp. 6-30-87.
- Raunda L. Ryan; 820 Shadyway; Wichita 67203. Eff. 7-13-83. Repl. Ruth Browne. Exp. 6-30-87.
- Sherry Soelter; 1000 North Buckeye; Abilene 67410. Eff. 7-13-83. Repl. Leah Ann Anderson. Exp. 6-30-87.

BANKING BOARD, STATE

- James R. Bergfalk; 3907 West 68th Terrace; Prairie Village 66208. Eff. 7-13-83. (Subject to Senate confirmation.) Repl. Jerry J. Beachner. Exp. 4-30-86.
- David A. Inskeep; 10315 Beverly; Overland Park 66207. Eff. 7-13-83. (Subject to Senate confirmation.) Repl. Dorothy A. Rooney. Exp. 4-30-86.
- Henry E. VanBeber; 510 West Walnut; Columbus 66725. Eff. 7-13-83. (Subject to Senate confirmation.) Repl. Bill C. Thompson. Exp. 4-30-86.

CHILDREN AND YOUTH ADVISORY COMMITTEE

- Suellen Fried; 4003 Homestead Drive; Prairie Village 66208. Eff. 7-13-83. Reapp. Exp. 6-30-86.
- Georgene E. Wade; 224 Edgeford Drive; Pratt 67124. Eff. 7-13-83. Reapp. Exp. 6-30-86.

DELTA DENTAL PLAN OF KANSAS, INC.

- James D. Nichols; 1621 Lancaster Drive; Wichita 67219. Eff. 7-13-83. Reapp. Exp. 6-30-85.

GOVERNOR, OFFICE OF THE

- Carolyn M. Ash; 3131 S.E. Arbor Drive; Topeka 66605. Secretary to the Governor. Eff. 7-5-83. Repl. Frances Gentry.
- Elizabeth M. Bazan-Hawkins; 1436 S.W. Byron, #6; Topeka 66604. Aide to the Governor. Eff. 7-11-83. Repl. Joanne Hurst.

(continued)

HEALTH COORDINATING COUNCIL, STATEWIDE

- A. B. "Jack" Davis; 138 N. Battin; Wichita 67208. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- Barbara J. Gibson; 8414 Castle; Wichita 67207. Eff. 7-26-83. Repl. Sister Mary Faith Matney. Exp. 6-30-87.
- Nadine Griffin; R.R. 3; Abilene 67410. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- Reid Holbrook; 2005 Washington Blvd.; Kansas City 66102. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- Gary Ihde; 11612 West 100th Street; Overland Park 66214. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- Mike Johnson, D.D.S.; Route 4; Abilene 67410. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- David Kingsley; 101 East 19th; Hays 67601. Eff. 7-26-83. Repl. Dr. Donald W. Tiffany. Exp. 6-30-87.
- Francis Schippers; 503 Iron Street; Victoria 67671. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- Dennis Sloan; 711 E. Washington; Oberlin 67749. Eff. 7-26-83. Reapp. Exp. 6-30-87.
- Ethel Smith; 705 North Mission; Wichita 67206. Eff. 7-26-83. Repl. Bernice Hutcherson. Exp. 6-30-87.

HEALTH PLANNING REVIEW COMMISSION, STATE

(New commission established by 1983 Session Laws of Kansas, Ch. 248. All of the following appointments became effective July 26, 1983 and will expire December 31, 1983.)

- Norman Durmaskin; 2006 White Oak; Wichita 67204.
- Dr. Douglas M. Elder; 6800 Dancaaster; Topeka 66610.
- Nadine Griffin; R.R. 3; Abilene 67410.
- John Holmgren; 2564 Welgate Circle; Wichita 67226.
- Allene Vaden, Ph.D.; 808 Wildcat Ridge; Manhattan 66502.

HISTORIC SITES BOARD OF REVIEW, STATE

- Thomas P. Barr; 3330 Watson; Topeka 66614. Eff. 7-15-83. Repl. Carlyle S. Smith. Exp. 6-30-86.
- Prof. Curtis Besinger; 1647 Edgehill; Lawrence 66044. Eff. 7-15-83. Reapp. Exp. 6-30-86.
- Del D. Knauer; 2615 North Adams; Hutchinson 67501. Eff. 7-15-83. Reapp. Exp. 6-30-86.

NURSING, BOARD OF

- Pat Boos; Severance 66081. Eff. 7-15-83. Reapp. Exp. 6-30-87.
- O. Patricia Diamond; 306 West 26th; Hutchinson 67501. Eff. 7-15-83. Reapp. Exp. 6-30-87.
- Dr. Elaine Harvey; School of Nursing, Fort Hays State University; Hays 67601. Eff. 7-15-83. Reapp. Exp. 6-30-87.
- Mildred Odom; 511 Sunset Avenue; Manhattan 66502. Eff. 7-15-83. Repl. Dorothy V. Danskin. Exp. 6-30-87.
- Berniece M. Smith; 1017 Ash; Ottawa 66064. Eff. 7-15-83. Reapp. Exp. 6-30-87.

PARK AND RESOURCES AUTHORITY, STATE

- Fred I. "Bud" Shaffer, Jr.; 130 Hyde Park; Hutch-

inson 67501. Eff. 7-15-83. (Subject to Senate confirmation.) Reapp. Exp. 6-30-87.

- Virgil A. Siemers; Box 345; Luray 67649. Eff. 7-15-83. (Subject to Senate confirmation.) Reapp. Exp. 6-30-87.

PURCHASES, COMMITTEE ON STATE AND UNIFIED SCHOOL DISTRICTS

- Richard W. Benson; 2621 College; Topeka 66611. Eff. 7-13-83. Reapp. Exp. 6-30-85.

WHEAT COMMISSION, KANSAS

- Winston E. Peterson; R.R. 1, Box 54; Monument 67747. Eff. 7-15-83. Repl. Dennis L. Shirley. Exp. 6-30-85.
- Adrian J. Polansky; R.R. 2, Box 143A; Belleville 66935. Eff. 7-15-83. Reapp. Exp. 6-30-85.
- Vernon V. Schraeder; R.R. 1, Box 31E; Jetmore 67854. Eff. 7-15-83. Reapp. Exp. 6-30-85.
- Donald H. Turnquist; R.R. 2, Box 87; Lindsborg 67456. Eff. 7-15-83. Reapp. Exp. 6-30-85.

COUNTY AND DISTRICT OFFICES

(All of the following appointments will expire when a successor is elected and qualifies according to law.)

GREELEY COUNTY COMMISSIONER, 3RD DISTRICT

- Max Steele; Rural Route; Tribune 67879. Eff. 7-13-83. Repl. Frank Schultz, deceased.

GREELEY COUNTY REGISTER OF DEEDS

- DeeAnna M. Preston; 306 4th Street; Tribune 67879. Eff. 7-13-83. Repl. Marilyn K. Lively, resigned.

ANDERSON COUNTY SHERIFF

- Thomas Hermreck; 515 East 7th; Garnett 66032. Eff. 7-26-83. Repl. Donald Hermreck, deceased.

HAMILTON COUNTY SHERIFF

- Thomas M. Lambeth; Syracuse 67878. Eff. 7-15-83. Repl. Edgar G. Hatcher, retired.

By the Senate Minority Leader

LEGISLATIVE POST AUDIT COMMITTEE

- Sen. Tom Rehorn; 4146 State Line; Kansas City 66103. Eff. 7-22-83. Repl. Sen. Jack Steineger.

By the Fourth Judicial District Nominating Commission

DISTRICT MAGISTRATE JUDGE, 4TH JUDICIAL DISTRICT, POS. 2

- Phillip M. Fromme; 603 Shea St.; Burlington 66839. Eff. 8-1-83. Fills vacancy.

JACK H. BRIER
Secretary of State

State of Kansas

OFFICE OF THE GOVERNOR

**STATE OF DISASTER
EMERGENCY PROCLAMATION**

By virtue of the authority vested in me by the Kansas Emergency Preparedness Act, Chapter 48, Article 9, of the Kansas Statutes Annotated, to meet the threat of emergency or disaster to which the State and its citizens are being exposed, and upon advice of the State Adjutant General as the Director of the Division of Emergency Preparedness, I hereby proclaim a State of Disaster Emergency as follows:

**NATURE OF THE IMMINENT THREAT OF
DISASTER:**

The grassland and cropland of Kansas form an important part of our economy, provide for protection of watersheds, forage for livestock, refuge for wildlife, and recreational opportunities. Wildfires endanger these resources, real and personal property, and the lives of residents and visitors in these areas. Extremely dry, hot, and windy weather conditions with temperatures in the 100's have created an extreme fire hazard in the grassland and cropland of Kansas. Fire departments across the state have reported an inordinant number of fires. Once started, these fires are difficult to control and strain both paid and volunteer fire department manpower and resources. The fire danger is "extreme" across Kansas. The dry condition, extreme temperatures and fire danger will continue unabated until sufficient rainfall occurs across the state.

**DATE THAT IMMINENT THREAT OF
DISASTER AFFECTED THE AREAS:**

Commencing August 8, 1983, and still continuing.

**AREAS AFFECTED BY THE IMMINENT
THREAT:**

Entire State of Kansas; 105 counties.

I hereby proclaim, direct, and order the Adjutant General of the State of Kansas to activate the disaster response and recovery portions of the State Disaster Emergency Plan, as applicable. Local and interjurisdictional disaster plans applicable to the political subdivisions or areas affected by this Proclamation shall be coordinated by the Adjutant General.

Further, effective immediately, I hereby prohibit, by all citizens and visitors in the State of Kansas, the following:

- 1) Careless use of smoking materials, including cigarettes, cigars and smoking pipes. Discard shall be in a manner to preclude threat from smoldering remains.
- 2) Building, maintaining, attending or using any open fire or camp fire except in permanent stoves or fireplaces or barbeque grills in developed recreational sites or residential lawns.
- 3) Prescribed burning of all fence rows, fields, wildlands, ravines, trash and debris. Prescribed burning may be exempted from this order where such burning is necessary for crop survival and has

been specifically approved in writing by the Fire Chief in the jurisdiction where the burning is to take place. Crop survival is defined as stubble burning in preparation for second crop planting.

I hereby direct all law enforcement and fire department agencies in this state to enforce this order.

Any or all of the powers conferred upon the Governor by the Kansas Emergency Preparedness Act may be delegated to the Adjutant General as deemed appropriate during this period of proclaimed State of Disaster Emergency. This may be delegated by written orders, or oral orders subsequently reduced to writing with reference to this Proclamation.

The knowing and willful violation of this act shall constitute a class A misdemeanor and any person convicted of such violation shall be punished as provided by law. (K.S.A. 48-939)

This Proclamation shall be in full force and effect for a period not to exceed fifteen (15) days from the declared effective date set forth herein below unless extended in accordance with the provisions of K.S.A. 48-924.

This Proclamation shall be filed promptly with the Division of Emergency Preparedness, the Office of the Secretary of State and each city clerk or county clerk, as appropriate, in the area to which this Proclamation applies. Further dissemination of this Proclamation shall occur by means calculated to bring its contents to the attention of the general public.

DONE At the Capitol in Topeka Under the Great Seal of the State this 8th day of August, A.D., 1983.

JOHN CARLIN
Governor

Attest: JACK H. BRIER
Secretary of State

Doc. No. 001406

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Secretary of State
State Capitol
Topeka, Kansas 66612

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